

MIED ProSe I (Rev 5/16) Complaint for a Civil Case

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN

Douglas J. Johnson

*(Write the full name of each plaintiff who is filing this complaint. If the names of all the plaintiffs cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)*

v.

East Tawas Housing  
Commission

City of East Tawas our  
owners

*(Write the full name of each defendant who is being sued. If the names of all the defendants cannot fit in the space above, please write "see attached" in the space and attach an additional page with the full list of names.)*

Case: 2:21-cv-10437

Judge: Steeh, George Caram

MJ: Grand, David R.

Filed: 2/8/2021

CMP JOHNSON VS EAST TAWAS HOUSING  
COMMISSION, ET AL (DP)

Jury Trial: ☒ Yes ☐ No  
(check one)

**Complaint for a Civil Case**

(2)

MIED ProSe I (Rev 5/16) Complaint for a Civil Case

**I. The Parties to This Complaint****A. The Plaintiff(s)**

Provide the information below for each plaintiff named in the complaint. Attach additional pages if needed.

Name	<u>Douglas J. Johnson</u>
Street Address	<u>5234 Perry Rd.</u>
City and County	<u>Grand Blanc ATP. 3 (Tennessee)</u>
State and Zip Code	<u>Mi. 48439</u>
Telephone Number	<u>989-820-7034</u>
E-mail Address	<u>dJOHNSON27772@gmail.Com</u>

**B. The Defendant(s)**

Provide the information below for each defendant named in the complaint, whether the defendant is an individual, a government agency, an organization, or a corporation. For an individual defendant, include the person's job or title (if known). Attach additional pages if needed.

Defendant No. 1

Name	<u>Brent Barringer</u>
Job or Title (if known)	<u>City Manager</u>
Street Address	<u>760 Newman St PO Box 672</u>
City and County	<u>East Tawas Mi. 48730</u>
State and Zip Code	<u>Mi. 48730</u>
Telephone Number	<u>989-362-6161 Cell 989-860-8282</u>
E-mail Address (if known)	<u>WWW.easttawas.Com</u>

Defendant No. 2

Name	<u>James Miner</u>
Job or Title (if known)	<u>ass. Manger</u>
Street Address	<u>304 W Bay Street</u>
City and County	<u>East Tawas (Iosco)</u>
State and Zip Code	<u>Mi 48730</u>
Telephone Number	<u>989-362-4963</u>
E-mail Address (if known)	<u>Ethcoffassist@gmail.Com</u>

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Defendant No. 3

Name Anne Blackmore  
 Job or Title Executive Director  
 (if known)  
 Street Address 304 W Bay Street  
 City and County East Tawas Mi 48730  
 State and Zip Code Mi. 48730 (Iosco)  
 Telephone Number 989-362-4963  
 E-mail Address WWW.EastTawasHousingCommission  
 (if known) .Com

Defendant No. 4

Name Doug Flemming  
 Job or Title also Director  
 (if known)  
 Street Address \_\_\_\_\_  
 City and County Landist  
 State and Zip Code Mi  
 Telephone Number 989-362-4963  
 E-mail Address \_\_\_\_\_  
 (if known)

**II. Basis for Jurisdiction**

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation and the amount at stake is more than \$75,000 is a diversity of citizenship case. In a diversity of citizenship case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal court jurisdiction? (check all that apply)

☒ Federal question ☐ Diversity of citizenship

Fill out the paragraphs in this section that apply to this case.

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**A. If the Basis for Jurisdiction Is a Federal Question**

List the specific federal statutes, federal treaties, and/or provisions of the United States Constitution that are at issue in this case.

*I was in section 8, federal funding, also, violations of Section 504 of the rehabilitation act 1973*

**B. If the Basis for Jurisdiction Is Diversity of Citizenship**

**1. The Plaintiff(s)**

- a. If the plaintiff is an individual  
The plaintiff, (name) \_\_\_\_\_,  
is a citizen of the State of (name) \_\_\_\_\_.
- b. If the plaintiff is a corporation  
The plaintiff, (name) \_\_\_\_\_,  
is incorporated under the laws of the State of (name) \_\_\_\_\_,  
and has its principal place of business in the  
State of (name) \_\_\_\_\_.

*(If more than one plaintiff is named in the complaint, attach an additional page providing the same information for each additional plaintiff.)*

**2. The Defendant(s)**

- a. If the defendant is an individual  
The defendant, (name) \_\_\_\_\_, is a citizen of the  
State of (name) \_\_\_\_\_. Or is a citizen of (foreign  
nation) \_\_\_\_\_.
- b. If the defendant is a corporation  
The defendant, (name) \_\_\_\_\_, is incorporated  
under the laws of the State of (name) \_\_\_\_\_, and  
has its principal place of business in the State of (name) \_\_\_\_\_.  
Or is incorporated under the laws of  
(foreign nation) \_\_\_\_\_, and has its principal place  
of business in (name) \_\_\_\_\_.

*(If more than one defendant is named in the complaint, attach an additional page providing the same information for each additional defendant.)*

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3. The Amount in Controversy

The amount in controversy—the amount the plaintiff claims the defendant owes or the amount at stake—is more than \$75,000, not counting interest and costs of court, because *(explain)*:

*I have no control over anything State of Mi. kid can down the road a year, I call Congressman Dan Kildee he help me or still will be waiting.*

III. Statement of Claim

Write a short and plain statement of the claim. Do not make legal arguments. State as briefly as possible the facts showing that each plaintiff is entitled to the damages or other relief sought. State how each defendant was involved and what each defendant did that caused the plaintiff harm or violated the plaintiff's rights, including the dates and places of that involvement or conduct. If more than one claim is asserted, number each claim and write a short and plain statement of each claim in a separate paragraph. Attach additional pages if needed.

## MIED ProSe I (Rev 5/16) Complaint for a Civil Case

## IV. Relief

State briefly and precisely what damages or other relief the plaintiff asks the court to order. Do not make legal arguments. Include any basis for claiming that the wrongs alleged are continuing at the present time. Include the amounts of any actual damages claimed for the acts alleged and the basis for these amounts. Include any punitive or exemplary damages claimed, the amounts, and the reasons you claim you are entitled to actual or punitive money damages.

1. On 2-12-2020 I get acute kidney failure from toxic fumes  
 2. in Sec. 8 building. I go emergency surgery they cut hole in my  
 3. neck put tube to my heart. I get 5 hours a day for 6 days dialysis.  
 4. Dr. say he look at all my chart's it say from time I move  
 5. in until I go to hospital kidney get bad. Dr. say one more  
 6. day I would die. The bill about \$225,000.00 Then I go to rehab  
 7. they have Dr's and Nurse's I get medicine's, I think about  
 8. \$50,000.00. Mrs. Hoffmann say exacerbates my disability  
 9. I guess that means punitive and exemplary damages.  
 10. See pages 16 to 18 from Hud 12-23-2019 also 20 to 26  
 11. from me 8-11-2020.  
 12. I believe \$225,000.00 is amounts of actual Damages  
 13. all because maintenance don't want to do job  
 14. (Evan Bufsas) is maintenance person

## V. Certification and Closing

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending, modifying, or reversing existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11.

## A. For Parties Without an Attorney

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Date of signing: Feb. 8, 2021.

Signature of Plaintiff

Printed Name of Plaintiff

Douglas J. Johnson  
 DOUGLAS J. JOHNSON

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**Civil Nature of Suit Code Descriptions**  
(Rev. 10/20)

**Personal Property**

Code	Title	Description
370	Other Fraud (Excludes any property that is not real property)	Action primarily based on fraud relating to personal property that cannot be classified under any other nature of suit.
371	Truth in Lending  Actions relating to fraud or misrepresentation in the transfer of real property should be classified under nature of suit 290, "All Other Real Property," or, if foreclosure is involved, under nature of suit 220, "Foreclosure."	Action alleging violation of the federal Truth in Lending Act arising from consumer loan transactions involving personal property including automobile loans and revolving credit accounts.
380	Other Personal Property Damage	Action primarily based on damage to personal property caused by harmful conduct such as negligence, misrepresentation, interference with business relationships or unfair trade practices.
385	Property Damage Product Liability	Action alleging damage to personal property caused by a defective product.

**Civil Rights**

Code	Title	Description
440	Other Civil Rights (Excludes claims against corrections officials)	Action alleging a civil rights violation other than the specific civil rights categories listed below or a violation related to prison. Example: Action alleging excessive force by police incident to an arrest.
441	Voting	Action filed under Civil Rights Act, 52 U.S.C. § 10101, and Voting Rights Act, 52 U.S.C. § 10301
442	Employment	Action filed under Age Discrimination in Employment Act 29:621:634, Equal Employment Opportunity Act (Title VII) 42:2000E, Performance Rating Act of 1950 5:4303
443	Housing/Accommodations	Action filed under the Fair Housing Act (Title VII), 42 U.S.C. § 3601 & 3602.
445	Americans With Disabilities - Employment	Action of discrimination against an employee with disabilities of any type in the work place, filed under 42 U.S.C. § 12117
446	Americans With Disabilities - Other <i>also 504 in Hud? Papers</i>	Action of discrimination against an individual with disabilities in areas other than employment, filed under 42 U.S.C. § 12133 (exclusion or discrimination in provision of services, programs or activities of a public entity) or 42 U.S.C. § 12188 (public accommodations)
448	Education	Action filed under the Individuals with Disabilities Education Act, 20 U.S.C. § 1401 and Title IX of the Education Amendment of 1972, 20 U.S.C. § 1681 et seq.



Authority: Acts 453 and 220, P.A. of 1976, as amended.  
 Completion: Required  
 Penalty: Allegations of unlawful discrimination cannot be investigated without a sworn complaint.

STATE OF MICHIGAN  
 DEPARTMENT OF CIVIL RIGHTS

MDCR # 501370

FED. #

## COMPLAINT

MDCR 501370

CLAIMANT

Mr. Douglas Johnson

RESPONDENT

Bay Park Towers/East Tawas Housing Commission

ADDRESS

109 Church Street  
 Apartment 401  
 East Tawas, MI 48730

ADDRESS

304 W. Bay St.  
 East Tawas, MI 48730

City of East Tawas own's Bay park Towers

TELEPHONE

(989) 820-7034

TELEPHONE

(989) 362-4963

Area of Discrimination: **Housing**Date of Discrimination: **January 17, 2020**

## Statement of Alleged Discrimination:

I am a person with a disability and I believe I have been denied reasonable accommodations by respondent.

I live in respondent's Bay Park Tower North apartment complex.

Failure to accom. disability 01/17/2020 Disability

→ I have 6 disabilities

I am a person with disabilities and I have been denied a reasonable modification and accommodation by respondent. I put in several work orders asking respondent to adjust or replace my unit's door and the doors in the stairwell which are heavy, hard to open, and slam shut. I explained that my disability made it difficult to use these doors and that the slamming noise exacerbates my disability. On December 10, 2019, I placed another work order, but was told there was nothing respondent could do to adjust the doors.

I have complained for months, most recently on January 17, 2020, that respondent's failure to maintain the apartment's garbage chute exacerbates my disability and requested that respondent clean the chute more often. My request was denied.

I believe I have been denied a reasonable modification and accommodation by respondent.

This complaint is based on the following law:

Michigan Persons with Disabilities Act No. 220, Public Acts of 1976, as amended

Title VIII, US Fair Housing Civil Rights Act of 1968, as amended

This complaint is filed in good faith and not for purpose of harassment.

Pear a Ligell

I swear or affirm that I have read the above complaint and that it is true to the best of my knowledge, information and belief. I have notified the department of all other civil or criminal actions pending with regard to the allegations in this complaint.

*Douglas J. Johnson*  
 SIGNATURE OF CHARGING PARTY / CLAIMANT

Complaint Taken by:

René Hoffmann

CR 405 (rev. 04-05)

Pg I

Subscribed and sworn to before me

This 4TH day of FEBRUARY, 2020at EAST TAWAS, MichiganMy Commission expires (dd/mm/yyyy) 6/29/2024

*M. Schalm*  
 SIGNATURE OF NOTARY PUBLIC

Commissioned in

**M. SCHALM**  
 NOTARY PUBLIC, STATE OF MICHIGAN  
 COUNTY OF IOSCO  
 MY COMMISSION EXPIRES JUNE 29, 2024  
 ACTING IN THE COUNTY OF IOSCO

Page 1 of 1





GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF CIVIL RIGHTS  
DETROIT

JAMES E. WHITE  
EXECUTIVE DIRECTOR

January 19, 2021

Douglas Johnson  
5234 Perry Road  
Unit #3  
Grand Blanc, MI 48439

RE: Reconsideration Request  
MDCR Case#: 501370

MDCR 501370

Douglas Johnson v East Tawas Housing Commission

Dear Douglas Johnson:

*City of East Tawas owns Bay Park Towers*

A review of your letter requesting reconsideration and the re-examination of your file has affirmed that there is insufficient evidence under the department's rules to proceed further with this complaint. Your request that your complaint be reopened is therefore **denied**.

This letter constitutes the Department's final decision that it will not issue a charge on your behalf. Per Rule 37.18 of the Michigan Civil Rights Commission Rules, you may appeal this denial to the circuit court of the state of Michigan having jurisdiction provided by law, within 30 days of the date of service of this notice. *Pursuant to state law, the parties to such an appeal would include yourself and the respondent named in your original complaint.*

Sincerely,

*David Stringer (signed with permission)*

David Stringer

Reconsideration Attorney

Phone: (313) 456-3794

Fax: (313) 456-3837

Email: StringerD@michigan.gov

*Bay Park Towers  
East Tawas Housing Commission  
City of East Tawas are own's buildings*

THIS NOTIFICATION IS ISSUED UNDER THE  
AUTHORITY OF ACTS 220 & 453, PA OF 1976 AS  
AMENDED

STATE OF MICHIGAN  
DEPARTMENT OF CIVIL RIGHTS

DETROIT OFFICE  
3054 WEST GRAND BOULEVARD, SUITE 3-600  
DETROIT MI 48202

NOTICE OF DISPOSITION AND ORDER OF DISMISSAL

*Hud*

*MDCR 501370*

HUD #: 052084608

MDCR #: 501370

*→ This No. only*

Claimant:

Douglas Johnson  
5234 Perry Road  
Unit #3  
Grand Blanc, MI 48439

*City of East Tawas owns  
Bay Park Towers*

Respondent:

East Tawas Housing Commission  
C/O Thomas Lapka  
605 S. Capitol Avenue  
Lansing, MI 48933

*→ Attorney*

REASON FOR DISMISSAL:

This complaint alleges that the respondent discriminated against the claimant in violation of civil rights laws.

The investigation of this complaint included a review of all information obtained during the investigation. Based upon all the evidence in the file, e.g. any applicable statements of witnesses, analysis of comparatives and review of documents, the department determined that there is insufficient evidence to proceed.

It is therefore ordered that this complaint is dismissed.

Date Dismissed: July 14, 2020

Date Mailed:

**JUL 30 2020**

/s/Lori Vinson/Director, Civil Rights Operations

RULES OF CIVIL RIGHTS COMMISSION AND DEPARTMENT RELATING TO RECONSIDERATION AND APPEAL

Rule 7.(1) A claimant may request of the department a reconsideration of its refusal to issue a charge. The request shall be in writing, state specifically, the grounds upon which it is based, and be filed within 30 days after the date of mailing of the notice of disposition of which reconsideration is requested. It shall be filed at any office of the department by personal delivery or by mail.

(2) The department may authorize a hearing on the request for reconsideration at such time and place, and before such hearing commissioner or commissioners or hearing referee or referees as it or the director may determine, and notice thereof shall be given to all parties to the proceedings.

Rule 18. Any party claiming to be aggrieved by a final order of the commission or the department, including without limitation a refusal to issue a charge, may appeal to the circuit court of the State of Michigan having jurisdiction provided by law within 30 days of the date of service of an appealable order.



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF CIVIL RIGHTS  
DETROIT

Mary Engelman, INTERIM  
DIRECTOR

February 7, 2020

Mr. Douglas Johnson  
109 Church Street  
Apartment 401  
East Tawas, MI 48730

Re: Notice of Formal Complaint  
Contact # 501370 Douglas Johnson v Bay Park Towers/East Tawas Housing Commission

Dear Mr. Johnson:

Enclosed is a copy of your complaint of discrimination, a copy of which has also been mailed to the Respondent. The Respondent has been asked to reply to your allegations. **You do not need to take any further action at this time;** however, please contact the Department if:

1. You change your address and/or telephone number.
2. This matter has been resolved.
3. You retain an attorney to represent you in this matter or you file in court.
4. You have a proposal to resolve the complaint.

The Department will contact you after receipt and review of Respondent's reply.

**IMPORTANT LEGAL INFORMATION:**

Civil rights laws prohibit retaliation or discrimination against any person who has filed a complaint, testified, assisted or participated in an investigation, proceeding or hearing. Contact the Department if you believe you have been subjected to retaliation.

You have the right to contact an attorney and/or file your own private action in court in accordance with state and federal laws.

Please contact me if you have any questions.

René Hoffmann  
Civil Rights Investigator  
phone: (313) 456-3741  
fax: (313) 456-3781  
email: hoffmannr1@michigan.gov

Enclosure

CADILLAC PLACE, SUITE 3-600 3054 WEST GRAND BOULEVARD DETROIT MI 48202

3:10 PM 1-23-20 → Ray Shaw 810-281-0751  
Hud from Pg I fourteenth amendment - 317  
west virgin Equal Protection Clause 203  
681-781-8782 1760

David Long 313-234-1542 also 502-230  
He call back 5-12-20 Ca. 7964  
Kimberly Nevels 11:30 AM



on 5-6-20 Call me she give me David Long no.  
at 12.35 PM 313-234-7352

U.S. Department of Housing and Urban Development  
Midwest Region Office, Region V  
Ralph H. Metcalfe Federal Building  
77 West Jackson Boulevard, Room 2101  
Chicago, Illinois 60604  
also 5-6-20  
562-230  
7964 Ca.

Email hoffmannr1@Michigan.gov

Mdcr Contact # 501370 March 20, 2020 Branch  
Mr. Osborne Chief

Douglas Johnson  
410 West Broad St.  
Linden, MI 48451

Cain M 1@Michigan.gov

Dear Complainant: Civil Right Commission 800-482-3604

Subject: Section 504 Discrimination Complaint Mich. Case no. 501370  
HUD Case Name: Johnson, Douglas v East Tawas Housing Commission, et al MDCR  
HUD Case Number: 05-20-8460-4 05-20-8460-4

The subject complaint was filed with the Michigan Department of Civil Rights under the State of Michigan's fair housing laws. Given that the respondent is a recipient of Federal financial assistance, the complaint will also be investigated by HUD under Section 504. Please retain the attached copy of the Section 504 complaint for your records.

Section 504 states: Gloria Bing 312-913-8169  
No otherwise qualified individual with handicaps in the United States...shall, solely by reason of his handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. 5-22-2020

Our responsibility under the law is to undertake an impartial investigation and, at the same time, encourage both sides to resolve the matter through a negotiated settlement agreement where appropriate. If the case is not settled, we will complete the investigation and decide whether the evidence indicates that the recipient is operating in noncompliance with the requirements of Section 504. The investigation will include a review of the pertinent practices and policies of the recipient, the circumstances under which the possible noncompliance occurred and any other relevant factors. If a letter of findings is issued, and the letter makes a finding of noncompliance, HUD will attempt to resolve the matter through a voluntary compliance agreement.

Hud Inspector general 312-913-8429

If the investigation indicates a failure on the part of the recipient to comply with Section 504, and if noncompliance cannot be corrected, Federal financial assistance may be suspended or terminated. Other penalties may include, but are not limited to, a referral to the Department of Justice with a recommendation for enforcement. If the investigation indicates that the recipient is operating its programs in compliance with Section 504, the complaint will be dismissed. In either event, all parties will be notified of the outcome in writing.

Kimberly Nevels Director or Mrs. Clark  
312-913-8453 or 800-765-9372

(Pg 5) Ben Carson Boss of Hud Pg. 3 letter of fine ing

NO call 5-6-20  
for Hud 202-514-4713 at 9:15AM



P.S.A. is Prostate Specific ag, Serum  
4-9-20 fairhousing @ USDOT. Nov.  
at 3.00pm Rene Call me at 12.30<sup>PM</sup> 4-30-20 From (989-820 2991) Bonnie  
Section 504 [24 CFR Part 8.56(k)] makes it unlawful for a recipient or anyone else to intimidate, threaten, coerce, or discriminate against any person for the purpose of interfering with any right or privilege secured by this part or because he or she has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing under this part.  
E Mail for Cair M1 @ Michigan. Nov  
Some explanatory material on the law is enclosed for your information. During the administrative processing of this complaint, parties are responsible for keeping HUD informed of any change in address. Failure to do so may be viewed as failure to cooperate in the investigation.  
504 discrimination act → I call 4-6-20 at 9.29AM  
If you have any questions regarding the Section 504 case, please contact our office at (312) 913-8453 or toll free at (800) 765-9372. Please refer to the case number at the top of this letter in those contacts. We hope this information has been helpful to you.  
Case Number 05-20-8460-8 I got 3-30-20  
Sincerely, 20  
Houseing of DOT 4-7-20 Kimberly Nevels (5-21-2020)  
202-514-4213 → 312-913-8429  
Inspector General  
800-347-3735  
4-7-20 9.55AM disconnect  
Enclosures  
Emotional Distress \$100,000  
James Miner  
administrative assistant  
989-362-4963 Kock Pouch  
312-913-8453  
Tyra S. Khan  
Mary. a. Mathis @ hud.gov > 313-234-7515  
Doris. M. Pickett @ hud.gov 313-234-7508  
Rene Hoffmann 313-456-3741 Investigator  
Mrs. Cair 313-456-3797 Rene Boss  
John Neodin 313-234-7337 for deposit back  
Negotiated Settlement agreement I call at 8.45, 4-6-20

Hoffmann 12/1/2000  
\*call her on 1-2-20  
she told Tampa to  
call me back about  
my deposit

Tampa  
Tampa file-517-267-9277  
Neelene beyond-mv





Page 5 is Rene Hoffmann Complaint

## SECTION 504 COMPLAINT PROCESS

The following is an overview of how HUD processes complaints filed by individuals who have experienced disability discrimination under the law called Section 504. Section 504 of the Rehabilitation Act protects you from discrimination in HUD-funded programs for which you qualify, and is commonly called (Section 504). This overview of the Section 504 complaint process contains citations to 24 CFR 8.1-8.58. These are references to specific sections of the Code of Federal Regulations that contain HUD's regulations for Section 504. These HUD regulations set forth more specific rules with respect to how Section 504 applies to various HUD-assisted programs.

### What is a Complaint?

A complaint is a communication alleging discrimination on the basis of disability and in some way asking for HUD's assistance in resolving the problem. It may range from a verbal communication (which is later put in writing) to a complaint submitted on either the old HUD-903 Complaint Form, or on the new HUD Housing Discrimination Information Form. The complaint should contain:

- the complainant's name and address;
- the name and address of the individual or organization (usually the recipient of federal assistance) alleged to have discriminated; and
- a description of the discriminatory actions and the date of those actions. [24 CFR 8.56(c)(5)]

The complaint may be amended fairly and reasonably at any time to clarify or amplify the allegation. [24 CFR 8.56(c)(6)]

Although a complaint will contain the name of the complainant, HUD will keep the identity of the complainant confidential unless it has written authorization from the complainant to release it, or except as necessary to carry out the purpose of the Section 504 regulations, including the enforcement provisions. [(24 CFR 8.56(c)(2))]

### When Must a Complaint be Filed?

Under Section 504, a complaint must be filed within 180 days of the alleged act of discrimination unless HUD waives this time limit for good cause shown. The complaint is deemed received on the date HUD actually receives it or, if mailed, on the date it is postmarked. [24 CFR 8.56(c)(3)]

### Who May File a Complaint?

Any individual who believes he or she has been discriminated against on the basis of disability by a recipient of Federal financial assistance, his or her representative, or a member of a class of persons so situated, or the authorized representative of a member of that class. [24 CFR 8.56(c)(1)]

### Who is an Individual with Disabilities?

An individual with disabilities means any person who has a physical or mental impairment that substantially limits one or more major life activities; has a record of such an impairment; or is regarded as having such an impairment. [24 CFR 8.3]

### Where May a Complaint be Filed?

A complaint may be filed by mail with HUD Headquarters or with any HUD Office. [24 CFR 8.56(c)(4)]

**A complaint may also be filed online.**

[http://portal.hud.gov/hudportal/HUD?src=/topics/housing\\_discrimination](http://portal.hud.gov/hudportal/HUD?src=/topics/housing_discrimination)

### Notification to Parties

Within ten days of receipt, HUD will notify the complainant and the recipient that it has received the complaint. [24 CFR 8.56(d)]

### Accepting the Complaint

Within twenty days of acknowledging its receipt of a complaint, HUD must determine whether it will accept, reject, or refer the complaint to another Federal agency, and must notify the parties of that decision. [24 CFR 8.56(e)(1)(i)]

To do so, HUD must determine if it has jurisdiction over the complaint.



Pg 7

Page 1 letter of findings  
No

### Does HUD have Jurisdiction?

HUD considers several factors in determining if it has jurisdiction to investigate the complaint. HUD must determine if the complainant or the person he or she represents is a person the law was designed to protect. In making this determination, the Department must determine whether the individual, or the person the individual represents, is a person with a disability as defined by Section 504. The Department also must determine if the individual is "otherwise qualified" for the program or activity alleged to have discriminated. For most HUD-assisted programs, an individual must have income below a certain level in order to be eligible. In some cases, disability may also be an eligibility factor. For example, if a housing program is set up under the Department's Housing Opportunities for Persons with AIDS (HOPWA) program, and the complainant's only disability is a visual impairment, the person would not be qualified for the HOPWA project because that project is designed to meet the needs of persons with AIDS. Therefore, HUD would lack jurisdiction to process this complaint under Section 504.

Another factor HUD must consider in determining jurisdiction is whether the alleged act of discrimination occurred in a program, service or activity that receives Federal financial assistance from HUD for the period during which the act occurred. If both of these conditions are not met, HUD must reject the complaint and notify the complainant and the recipient of that decision. For example, if a privately owned apartment building received HUD funds only during the period from January 1989 to June 1990, and the alleged act of discrimination occurred in February 1988, HUD would lack jurisdiction.

If HUD has jurisdiction over the case, then HUD will accept the complaint for investigation.

### Notification of the Parties and the Recipient's Opportunity to Respond

Once the complaint has been accepted for investigation, HUD will notify the complainant, the award official, and the recipient of its acceptance. HUD will also notify the recipient of the allegations and provide an opportunity for a written response to the allegations within thirty days of receiving the notice. (Like the complaint, the recipient's response may be amended for good cause at any time. [24 CFR 8.56(e)(1)(ii)])

### Voluntary Resolution of the Issues

During its investigation of the complaint, HUD will make every effort to define all of the issues contained in the complaint. Throughout the complaint process, HUD will encourage a voluntary resolution of the matter, and will assist the parties in resolving the complaint through informal resolution or voluntary compliance. A matter may be resolved by informal means at any time. If the Department has issued a letter finding noncompliance, the Department will attempt to resolve the issues through voluntary compliance. The Department will develop a written voluntary compliance agreement and will attempt to reach a resolution that satisfies the complainant, however, the Department's primary obligation will be to ensure that any violations of Section 504 are remedied and that actions are taken to ensure that the recipient will not violate the rights of other persons under Section 504. [24 CFR 8.56(j)]

### The Investigation

During the complaint investigation, the Department will request all of the information that the Department believes is necessary in order to fully investigate the issues in the complaint. The complaint investigation will involve interviews and meetings with the parties, including any witnesses or other persons identified as having some involvement in the issues of the complaint. The Department may also conduct on-site reviews of facilities that are under the recipient's oversight, if these facilities are a part of the complaint. [24 CFR 8.56(d) and (e)] Once the complaint investigation is completed, the Department will compile all of its findings in a Final Investigative Report (FIR).

### Preliminary Letter of Findings and Right to Request a Review

If an informal resolution of the complaint is not achieved, the Department will issue a "Preliminary Letter of Findings." This letter will contain the preliminary findings of fact, and a preliminary finding of compliance or noncompliance. If the finding is noncompliance, the Preliminary Letter of Findings will include a description of each violation and an appropriate remedy. It also explains that a copy of the Final Investigative Report will be made available upon request to the recipient. A copy of the letter should also be sent to the complainant. [24 CFR 8.56(g)] This letter will also notify both parties that

*thirty days*



they have the right to request a complete review of the letter of findings provided that such request is submitted within 30 days of receipt of the Letter of Findings, and that the request includes a written description of supplementary information that was not considered during the investigation of the complaint. [24 CFR 8.56(h)]

The Preliminary Letter of Findings may also include a Voluntary Compliance Agreement (VCA) outlining all steps necessary, along with timelines, on the part of the recipient to remedy the identified violations and bring the recipient into compliance. If the recipient agrees to the VCA and signs it, HUD will not proceed with enforcement activities. [24 CFR 8.56(j)]

#### Formal Determination

If a request for review is made, it must be accompanied by a written statement of the reasons the Preliminary Letter of Findings should be modified in light of supplementary information, as explained above. [24 CFR 8.56(h)] When a request for review is received from either party, a copy of it will be sent to the other party with notice of their right to respond to the request within twenty days. [24 CFR 8.56(h)(2)] Within sixty days of the request for review, the reviewing civil rights official will issue its formal determination, either sustaining or modifying the letter of findings. This decision will constitute HUD's formal determination. [24 CFR 8.56(h)(3)]

If neither party requests a review of the Letter of Findings, the Department will issue a formal determination within 14 calendar days after the 30-day time period under which such a request may be made. The formal determination will indicate compliance or noncompliance, and HUD will send this determination to the recipient, the complainant and the award official. [24 CFR 8.56(h)(4)]

The Department wishes to emphasize that throughout the complaint process, all efforts will be made to reach a voluntary resolution of the matter. However, in cases of a determination of noncompliance, once the formal Letter of Determination has been issued, the recipient will have ten (10) calendar days in which to agree to come into voluntary compliance. If the recipient fails to meet this deadline, the Department will initiate enforcement proceedings under the procedures outlined at 24 CFR 8.57. [24 CFR 8.56(i)].

Section 504 Discrimination Complaint

Doug Fleming  
East Tawas  
Investigator

Hud #05-20-8460-8 Case No. Kimberly Nevels  
#M1280007001 Michael Polsinelli Hud  
MDCR 501370 Rene Hoffmann

William Sherno 909-621-4935

Pg 9 Page 3  
+ page

Pg I *fourteenth amendment Equal Protection Clause*

Section 504 Complaint

Case Number: 05-20-8460-8

Case Name: Johnson, Douglas v East Tawas Housing Commission, et al.

HUD Date Filed: March 19, 2020

*05-20-8460-8*

*March 19-2020*

1. **Complainants:**

Douglas Johnson  
410 West Broad St.  
Linden, MI 48451

2. **Complainant Representatives:**

3. **Other Aggrieved Parties:**

4. **The following is alleged to have occurred or is about to occur:**

- Failure to make reasonable accommodation

5. **The alleged violation occurred because of:**

- Handicap

6. **Address and location of the property in question (or if no property is involved, the city and state where the discrimination occurred):**

Bay Park Towers  
109 Church Street  
East Tawas, MI 48730

7. **Respondents:**

Anne Blackmore, Executive Director  
East Tawas Housing Commission  
Bay Park Towers South  
304 W. Bay St.  
East Tawas, MI 48730

8. **The following is a brief and concise statement of the facts regarding the alleged violation:**

I live in respondent's Bay Park Tower North apartment complex.



Pg II

Case No. MDER # 501370

→ This is from Rene Hoffmann State of Mi.  
Department of Civil Rights

I am a person with disabilities and I have been denied a reasonable modification and accommodation by respondent. I put in several work orders asking respondent to adjust or replace my unit's door and the doors in the stairwell which are heavy, hard to open, and slam shut. I explained that my disability made it difficult to use these doors and that the slamming noise exacerbates my disability. On December 10, 2019, I placed another work order, but was told there was nothing respondent could do to adjust the doors.

I have complained for months, most recently on January 17, 2020, that respondent's failure to maintain the apartment's garbage chute exacerbates my disability and requested that respondent clean the chute more often. My request was denied.

I believe I have been denied a reasonable modification and accommodation by respondent.

9. The most recent date on which the alleged discrimination occurred:

January 17, 2020

10. Types of Federal Funding Identified:

- PIH

11. The acts alleged in this complaint, if proven, may constitute a violation of the following sections:

Section 504 of the Rehabilitation Act of 1973

Please sign and date this form:

I declare under penalty of perjury that I have read this complaint (including any attachments) and that it is true and correct.

Douglas Johnson

Douglas Johnson

3-30-2020

Date

NOTE: HUD WILL FURNISH A COPY OF THIS COMPLAINT TO THE PERSON OR ORGANIZATION AGAINST WHOM IT IS FILED.

Page 5



Pg II

2960 Pelham Parkway #249  
Birmingham AL 35124

RETURN RECEIPT REQUESTED ELECTRONICALLY

USPS CERTIFIED MAIL



00000096 2 0.65

HEMS  
00000096

9314 8000 3860 0221 5295 75

IMPORTANT HUD NOTICE



DOUGLAS JOHNSON  
410 W BROAD ST  
LINDEN MI 48451-8768

Insuficient evidence

Disposition + Dismissal what about  
soc appeal's  
Board

Dow + over 400 point 4-2-20

Nasq.

+127

Page 6

Pg 12





**LEGAL SERVICES  
OF NORTHERN MICHIGAN**

**BRIDGING THE JUSTICE GAP**

1349 S. Otsego, Unit 8  
Gaylord, MI 49735  
989-705-1067  
Toll Free 888-645-9993  
Fax 989-705-7178

*Ex 2*

February 22, 2019

Douglas Johnson  
109 Church St.  
Apt. 401  
East Tawas MI 48730

Re: Landlord/Tenant Condition of Premises  
American Disabilities Act

Dear Mr. Johnson:

This letter is sent in response to page 11 of a deposition and/or Court testimony regarding your disability (enclosed). In reviewing the information contained therein this does not indicate that you have a disability related to your breathing but rather that you suffer from psychological conditions resulting in your disability if you have any medical information regarding any limitations/impairments of the breathing process or any other bodily function related to the condition of the premises, I ask that you provide that to me.

*→ Pouchitis infection*

Otherwise, as I explained at the time we met, a landlord must make reasonable accommodations for a persons disability. Additionally, that the landlord does have a duty to maintain the premises in a reasonable state of repair. This is why the information regarding any limitations/impairment of your breathing process or any other bodily function related to the condition of the premises, would be important. Otherwise, when the landlord responds I will contact you. If you have any further questions regarding this matter feel free to contact me. Thanking you for your corporation and consideration in this matter I remain sincerely,

157  
Steve Hornick  
Attorney at Law

Sh/cmp

*maintenance needs to due thier job  
that's all.*

*→ Fax Attorney Hornick 2-14-19*

Pg 13





**LEGAL SERVICES  
OF NORTHERN MICHIGAN**

**BRIDGING THE JUSTICE GAP**

1349 S. Otsego, Unit 8  
Gaylord, MI 49735  
989-705-1067  
Toll Free 888-645-9993  
Fax 989-705-7178

*La. City Fax 213-473-7202 on 5-16-19*  
*award letters*

February 22, 2019

East Tawas Housing Commission  
304 East Bay St.  
East Tawas MI 48730-1159

*Exp*

Re: Douglas Johnson  
109 Church St. Apt. 401

Dear Sir/Madam:

Recently, I was contacted by Mr. Johnson, who is renting apartment 401. He said he is having issues regarding the cleanliness, sanitary conditions of the common areas therein. Initially, Mr. Johnson indicates that the rugs in the hallways are dirty and stink. He said that he has not seen on any occasion when the hallway rugs have been cleaned and the smells make him nausea/sick. Also, he represents that the same conditions exist with the community garbage shoot. He indicates that the smell from the garbage shoot resinates throughout the hall and into his apartment once again causing him to become ill. Finally, it is believed that the central trash unit (dumpster) maybe causing some of the issues with the garbage shoot because upon last observation Mr. Johnson indicated that the dumpster was filthy with garbage stuck to it and a foul smell coming from it.

*Topics furnished*

Therefore, upon receipt of this letter I ask that you take the necessary steps to resolve the issues regarding the sanitary conditions in the common areas of Mr. Johnson's apartment. If you have any further questions regarding this matter feel free to contact me. Thanking you for your cooperation and consideration in this matter I remain sincerely,

*187*  
Steve Hornick  
Attorney at Law

*what about clean air act.*

SH/cmp

cc: Douglas Johnson

*Pg 14*

**Ascension St. Joseph Hospital Internal Medicine Clinic**295 Maple, Tawas City, MI, 48763  
Phone (989) 362-6108 Fax (989) 362-0161MRN  
003700994Encounter Date  
03/25/2019 11:30AMPatient Information  
**DOUGLAS JOHNSON**  
109 CHURCH ST, APT 401  
APT 401  
EAST TAWAS, MI 48730DOB - 09/13/1944  
(H) (989) 820-7034*Pouchitis***Clinical Summary****Patient Details for JOHNSON, DOUGLAS J.**DOUGLAS  
*Preferred Name*Male  
*Sex*003700994  
*MRN*109 CHURCH ST, APT 401, APT ENGLISH  
401, EAST TAWAS, MI, 48730 *Language*  
*Address*September 13, 1944  
*Born*White  
*Race*Not Hispanic or Latino  
*Ethnicity**Toxics fumes***Today's Appointment**Jordan, Kenneth MD  
*Provider*25 Mar 2019 11:30 AM  
*Appointment***Chief Complaint**ChiefComplaintFreeTextNoteForm:  
Patient is here for pouchitis**Vital Signs**

Date/Time	03/25/2019 11:20:00 AM
Systolic	132mm(Hg)
Diastolic	80mm(Hg)
Weight	203lb
Pain Scale (0-Least, 10-Worst)	6
Temperature	96.4F
Height	67in
BSA Calculated	2.03m2



313-234-7368

8-2-2020 at 11:00 AM

10.00 to



Ben Carson  
202-708-0417

U.S. Department of Housing and Urban Development

Detroit Field Office  
Office of the Director  
Patrick V. McNamara Federal Building  
477 Michigan Avenue, Room 1710  
Detroit, MI 48226-2592  
Tel. (313) 226-7900 FAX (313) 226-5611

Debbie Stabenow  
810-720-4172 in Flint  
call 7-22-20 Senator  
at 2:25 PM

Ext 6420 6-9-2020  
313-226-7900

December 23, 2019

9.30 AM Mail to Rene Hoffmann

on 4-3-2020

The Honorable Congressman Dan Kildee  
U.S. House of Representatives  
601 S. Saginaw Street, Suite 403  
Flint, MI 48502

Dary Peter 989-754-0112

Michael Polsinelli Director of Detroit  
313-234-7502

SUBJECT: Constituent (Douglas Johnson) Inquiry - Tracking Number 2020-31  
Property Name: Bay Park Tower North  
Contract Number: #MI280007001

Detroit Field office

Dear Congressman Kildee:

Michael Polsinelli 313-234-7502

Thank you for your inquiry and background information dated November 29, 2019, regarding your constituent, Douglas Johnson's complaint which references violations of the Americans with Disabilities Act (ADA), and EPA's Clean Air Act at his current residence, Bay Park Tower North, located in East Tawas, Michigan. Bay Park Tower North is a HUD Project-Based Section 8 property, designated for the elderly and disabled. This HUD Multifamily property consists of one (1) building with an elevator. It is comprised of 44, one (1) bedroom, subsidized units.

Toxics fumes

The Detroit Multifamily HUD office was initially contacted by Mr. Johnson via telephone on February 27, 2019 regarding concerns about the building's odorous trash chute, and stated the hallways were unclean. HUD contacted Ms. Anne Blackmore, the Property Manager regarding the allegations.

On February 28, 2019, Ms. Blackmore provided a response to HUD regarding actions that were taken to resolve Mr. Johnson's complaints. Ms. Blackmore stated no other complaints were received for either of the issues. She stated the hallway carpets were cleaned two weeks prior and the trash compactor is cleaned during the summer months and spot cleaned, as needed, during the winter months due to safety reasons.

Mrs. Kimberly Nevels Call 6-2-2020 at 12.50 P.m.  
202-525-8961

On March 1, 2019, a conference call was held with Mr. Johnson and the HUD Account Executive, Ms. Doris Pickett and her Branch Chief, Mr. Joshua Osborne. Mr. Johnson mentioned other complaints.

The Epoch Times 6-6-2020

Our office received verification via email on March 26<sup>th</sup>, that the following actions were completed to address Mr. Johnson's concerns:

U.S. Bancorp + U.S. National 800-872-2657

1. Carpet cleaned inside Mr. Johnson's apartment, hallways and lobby of 4th floor on March 19, 2019. A copy of the invoice was provided to HUD.
2. Pest Control company inspected Mr. Johnson's apartment on March 15, 2019. No mites or insects were found. He was informed of this and HUD was provided a copy of the report.
3. The trash compactor was removed, cleaned and repainted during the week of March 18<sup>th</sup>. Also, all the chutes were cleaned. Photos were provided to HUD.

lie

look on Back

Oct 29 - 2019  
8 mos. later

Burton Post 810-743-2200

2-14-19 Attorney Horwath

lie

Pg 16

www.hud.gov

(2 of 4) This is on back of letter to Congressman  
 3/14 Dan Kildee 12/23/2019

(4) On October 29, 2019, a follow-up complaint was received from Mr. Johnson regarding the trash chute odor and loose gravel in the parking lot. Ms. Pickett requested Mr. Johnson to submit an email regarding his concerns. On the same date, Ms. Pickett emailed the property manager regarding Mr. Johnson's concerns.

8 mos. go by

(5) On November 1, 2019 HUD received a response from the Property Manager stating, Mr. Johnson received a lease violation letter last week for putting himself in harm's way (liability issue) by going out to the trash compactor, garbage container and lifting the steel lid, after it had been unloaded by the contractor. Mr. Johnson was seen with a small broom and dustpan last week sweeping up small areas of the parking lot. Ms. Blackmore stated they do not have a gravel issue in the parking lot and both she and the maintenance person inspected the area and did not see any issue.

→ She was Fire after 15 years

(6) On November 8, 2019 Ms. Pickett emailed Mr. Johnson sharing the update from the property manager regarding his complaints and asked him what action he was specifically requesting.

I want same as March 18-2019

(7) On November 11, 2019 Mr. Johnson replied he wanted reasonable accommodation under federal law. However, he did not specify what accommodation he was requesting.

(8) On November 24, 2019, Mr. Johnson emailed Ms. Pickett, who was on extended leave and received an automatic reply stating she was out of the office. The message included contact information for an alternate Account Executive for assistance during her absence.

(9) On December 2, 2019, Ms. Mary Mathis, Branch Chief, emailed Mr. Johnson stating she was out of the office the previous week and asked for clarification on what reasonable accommodation he was asking for. Ms. Mathis stated that no other complaints were received regarding the issues he mentioned and said the manager stated the trash compactor is typically cleaned with a power washer on a monthly basis. She also mentioned that HUD's contractor visited the property on October 28, 2019 and noted the condition as satisfactory.

→ Monday what time?

(10) On December 5, 2019 Ms. Pickett emailed Mr. Johnson to ask if he would be available for a conference call with HUD.

(11) On December 6, 2019 Ms. Pickett telephoned the East Tawas Health Department and left a voice mail message and asked if they would consider conducting an air quality test at Bay Park Towers.

→ Monday

(12) On December 9, 2019 Ms. Pickett left a 2nd message with East Tawas Health Department. On the same day, Ms. Pickett received a return call from the East Tawas Health Department. They stated they do no perform air quality tests. Ms. Pickett asked if they would consider conducting a site visit at the property. She was told it would be up to a managing supervisor and suggested sending in a written email from HUD requesting the inspection.

→ Tuesday

(13) On December 10<sup>th</sup> & 12<sup>th</sup>, 2019, Ms. Pickett sent emails to the East Tawas Health Department asking if they would consider conducting a site visit at Bay Park Tower North.

(14) On December 12, 2019 the East Tawas Health department confirmed via email they received HUD's email request and it would be reviewed by a managing staff member. As of December 20, 2019, HUD has not received any further updates from East Tawas Health Department.

★ She is big liar her creditably is 0 like i say she was fire

Pg 18 of 17

Thursday Not back yet  
up day

also

Ex 18

Also, on December 12, 2019 a conference call was held with Mr. Johnson and HUD Branch Chief, Mary Mathis and Ms. Pickett. Mr. Johnson was informed that HUD had reached out to the Health Department and have not heard back yet. Ms. Mathis explained that there have been no other complaints and the HUD contractor noted the condition as satisfactory, so this is not considered a priority. He was informed that HUD staff would agree to visit the property during routine site inspections. However, due to limited resources, it would be several months before another inspection would be done.

It is our opinion that this complaint is being addressed adequately. If you have any questions regarding the response or require additional information, please contact me at (313) 234-7502.

Sincerely,

opinion mean nothing  
you need fax's the  
fax's is clean one time  
in the 15 mos. I was there.

Michael Polsinelli

Michael Polsinelli  
Director  
Detroit Field Office

Pg 18



Congress of the United States  
House of Representatives  
Washington, DC 20515  
Congressman Dan Kildee

## PRIVACY RELEASE FORM

I, DOUGLAS JOHNSON (Print Your Name) do hereby  
authorize

Hud. and Executive Director Anne Blackmore  
(NAME OF GOVERNMENT AGENCY)

East Tel. 989-362-4963  
East Tawas Housing Commission

to release all necessary and pertinent information to Congressman Dan Kildee and his staff  
regarding the matter described below.

Social Security Number/File Number 372-50-7964

Please give a brief description of your request. Attach additional sheet(s) if more room is needed.

On 10-9-18 Anne, Discrimination of disability. They on  
about Feb 2019. she in violation of Americans with Disabilities  
Act, EPA, Clean Air Act 1990 and Hud. rules. At that  
I call Hud. they make her fix all problems. Now again I  
call Hud. same problems Hud. well not due nothing  
so now they are violation of my right discrimination of  
my disability. I have Email's from both Hud. persons  
if you would like them I can forward to you  
let me know, I think did.  
Boss of Hud in Det. Mary Mathis & Doris M. Pickett

Signature Douglas J. Johnson Date 11-29-2019

Address 109 Church St. East Tawas Mi. 48730

E-Mail djohnson27772@gmail.com Phone 989-820-7034

Return form to:

Office of Congressman Dan Kildee

601 S. Saginaw St., Suite 403

Flint, MI 48502

Fax: 810-238-8658

My Tel. 989-820-7034

THIS FORM IS VALID FOR ONE YEAR FROM DATE

Pg 19



Pg 4 of 5 This case only # 501370  
 Aug. 11-2020 24CFR. 8.57

I ask for reconsideration of my case.

Dear Sir and Mi. Dep. of Civil rights SOC Appeal, commissions.

On or about April 15-2018, I fill out application for section 8 in Bay park towers. I talk to James Miner i tell him, I am staying at R.V. park they close at end of Oct. because water will freeze I have change to get in he say yes. Everything go good on 9-27-18 James tell me to come in he show me apt. 501 in South Tower it was empty he say i can move in couple a day. All that time i never see Anne Blackmore Executive Director come to find her husband die in April in April she take off about 5 mos. I am not sure what day she come back to work, but all of sudden everything go to hell she want to know all kinds of stupid thing. See Ex 3 and 4 date Oct 4-2018. she don't want to let me in no matter what. so i call Mi. Dept. of civil right, she unlawful discrimination based on my religion and arrest record Ex. 3 + 4. Findly I move in Oct 29-2018 Monday. 2 days before they close. <sup>RV</sup> On 10-9-2018 Ex 3 I get pouchitis first time in 20 years because of Mrs. Blackmore Ex 4 because of acutely depressed and anxious and psychological state.

Pg 20

Pg 6 Major

This case NO. only # 501370

196 word

Pg. 5 miss deadline

Pg 2 of Aug. 11-2020  
[Ex. 1. Total] This case only # 501370

Now on move date 10-29-2018,  
 I go to throw trash a way very  
Toxics fumes, I can't believe.  
 I tell Mrs. Blackmore she <sup>says</sup> will  
 now it's time for retaliation.

Next trash pick is monday i go look  
 i see all cross the back on about  
 6 feet a cross 1 ft. high 1 ft. deep trash  
 sturck and all paint gone about 3  
 ft. it take years for paint to come  
 all off and mos. or years for trash  
 to be sturck. So I go to city hall  
 talk to City Manger Brent Barringe  
 maney times they own East Tawas

Buildatubs, he tell me they have nothing  
 to do with Housing Commission he is  
 big liar, they hier Attorey Joh H. King -  
 sepp out Rochester to fire Mrs. Black-  
 more and pay him out of Hud. money.  
 I call E.P.A. Toxics unit, they and  
 many other place due nothing Ex 7.

So i call State Attorney Steve Horink  
 he is no good very slow. Ex 8 + 9

Ex 10 + 11 from Mrs. Blackmore  
 reply to me and Mr. Steve Horink,  
 Attorey for State. Findly i call Hud  
 talk to Executive Ms. Doris Pickett  
 and her Branch Chief Mr. Joshua  
 Osborne. they make them clean year  
 Trash Bin, but it does not stay by  
 it self for every, <sup>long</sup> so Oct 29-2019

(21) i call Mrs. Pickett again.  
 Case M1280007001 also, Michael Polsinelli EX  
 Tracking 2020-312 313-234-7502 (13 to 16)

8 mos. later

Pg 3 of

Aug. 11 - 2020  
This case only # 501370

this time Mr. Joshua Osborna is gone, Mrs. Mathis take is place all waman go in retaliation again me Blackmore, Doris, Mathis.

So from March 18-2019 to Oct 29 2019 is 8 mos. they do not Clean.

On Feb-12-2020 i go emiage surger, for Acute Kidney failure he tell my daughter one more day i would die, he say he look at all my Chart's it say from time i move in, until go hospial kidney get bad, i have, they put Hole in <sup>my</sup> neck and ~~2~~ Tupe to heart i go dialist 5 hours a day for 5 or 6 day. Also i have Pouchitis again on 3-25-2019 Ex 12.

Then on Jan 17-2020 i Call Hud office Midwest Region office Region V in Chicago Illinois 60604 and leave massiang on ~~take~~. On March 30-2020 i recive Certified Mail form ~~the~~ Case Number 05-20-8460-4

Kimberly Nevels Director Compliance Division her Tel. no. 202-525-8901 or 800-765-9372. I all so call MDCR Mrs. Rene Hoffmann answer phone she <sup>take</sup> my Complaint # 1501370 i tell hud Mrs. Pickett & Mrs Mathis discrimin- ation again me don't forget to put on Complaint she say she <sup>do</sup> later she never did, I tell Hud in Chicago she <sup>222</sup> did not put Hud in My complaint, don't This case No. only # 501370 they like.



Pg. ~~4~~ of <sup>Aug 11-2020</sup> This Case one #501370  
exhibited sham

want nothing to do with ~~by~~ my  
complaint Rene screw things  
up so bad. On back of complaint  
from Chicago there were two pagers  
i could fill out if I have more infor-  
ation so i did i tell them Rene did  
not put discrimination from  
Pickett & Mathis and some more  
things also and mail back, I know  
they are not to happy so they quit my  
case let Mi. due. I have many  
email's from Pickett & Mathis i forward  
to Rene & her Boss Cain. They most  
likely did not give you if you need  
i can forward to you but they should  
there about 8 to 10. On ~~July~~ <sup>June</sup> 29-2020  
Rene call me say she done with Case  
# 501370 Insufficient evidence after  
waste 7 mos of live put me through  
hell, also she give me to no. 800-482  
3604 to call David Stringer Attorney  
for Mi. is No. 313-456-3794 his Email  
Stringerd @ Mich. gov. He tell me he  
will appeal my case it will take  
about year or longer, he tell me to  
ask I wish to appeal closer of Case  
i ~~don't~~ think something not right this  
is fraud & "sham" etc. from him and  
Rene also federal law U.S. Supreme  
Court Case of Windsor V. McVeigh.  
know notico or opportunity.

2923 This case NO. Only #501370

Pg 8 of 8 Ex: ~~Total~~  
 Aug 11-2020  
 Total of 5 letters This case only #501370

Now comes Melene Cain civil  
 right Manger with all her  
 wisdom you send me email you  
 are asking for a copy of your  
 report which has to go thru  
 the freedom of Information act  
 coordinator (FOIA) and i send  
 your email to this division who  
 will respond to your request.  
 you have 30 days from the date  
 the closing disposition was mailed  
 to you to appeal the case closer  
 This is Email from Cain 1@Michigan  
 .gov on 8-3-20. She is now in  
 violation of Fardal law she  
 make felony and you happy you  
 are felone. U.S. Supreme Court case  
 of Windsor v. McVeigh Decided Dec 11  
 1876), 100 U. S. 23 a case which was  
 brought to the attention of court without  
 either a notice or opportunity to  
 be heard. Rene and Melene do the same  
 thing you are both nuts. They are  
 acting in Concert. Now Rene miss  
 all deadline 10 days 20 days 30 days  
 and etc. she did not send me one  
 letter about this case #501370, only  
 Hud in Chicago send letter. If recipient  
 fails to meet deadline, the Dep. can  
 enforcement proceedings under 24CFR.8.51  
 or [24CFR. 8.56(i)] ~~Don't know~~

Thank you 8-11-2020

This Case No. only #501370

924

Pg 6 of 6 Aug 11-2020

This case only # 501370

26  
my  
appeal

The court observed, that court and in all countries where judgments were repected notice of some kind was given, and that it was just as material to the validity of a judgment in rem that constructive notice at least should appear to have been given as that actal notice ~~of some~~ should appear upon the record of a judgment in personam. "A proceeding continued the court professing to determine the right of property where no notice written or constructive is given, whatever else it might be called, would not be entitled to be dignified with the name of a judicial proceeding. It would be mere arbitrary edit not to be regarded anywhere as the judgment of a court" a departure from established modes of procedure will

★ often render the judgment void. It is not within the power of the jurisdiction of the district court to proceed with the case so as to affect the complained after his appearance had been stricken out, for jurisdiction is the right to hear and determine; not to determine without hearing.

And where as in this case no appearance was allowed, there could be no hearing or opportunity of being heard and therefore be no,

2925

Pg

7 of 7

Aug. 11-2020

This Case only # 501370

1/2 of Exercise of jurisdiction. By the  
 & sup. act of Rene Hoffmann and Melene  
 Court Cain civil rights Manger. I was  
 excluded from my jurisdiction.

Note that the U.S. Supreme court  
 spoke in the most unflattering  
 language regarding conduct as  
 Rene and Melene as exhibited  
 terms as solemn fraud, substantial  
 fraud, sham, etc. Powell Rebecca  
 also fraud she is A.D.A. Title  
 coordinator 313-456-3832

Email Powell N@ Michigan.gov

She tell me she got Notice of  
 Disposition and order of dism-  
 issal from FOIA no charge  
 case # 501370 big lie.  
 Mrs. Cain did send main papers to FOIA  
 not Douglas Johnson  
 8-11-2020

Pg 26



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JS 44 (Rev. 10/20)

CIVIL COVER SHEET

County in which action arose: Losco

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Douglas J. Johnson

(b) County of Residence of First Listed Plaintiff

Genesee

5234 Perry Rd apt. 3  
Grand Blanc Mi. 48439

(c) Attorneys (Firm Name, Address, and Telephone Number)

NONE

DEFENDANTS

East Tawas Housing Commission or City of East Tawas

County of Residence of First Listed Defendant

Losco

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

☐ 1 U.S. Government Plaintiff

☒ 3 Federal Question

(U.S. Government Not a Party)

☐ 2 U.S. Government Defendant

☐ 4 Diversity

(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice  <b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input checked="" type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education  <b>PRISONER PETITIONS</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other  <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act  <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157  <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016  <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSDI Title XVI <input type="checkbox"/> 865 RSI (405(g))  <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify)	<input type="checkbox"/> 6 Multidistrict Litigation - Transfer	<input type="checkbox"/> 8 Multidistrict Litigation - Direct File
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VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

American with Disabilities Act

Brief description of cause:

Kock Pouch Infection Toxics fumes

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$ up to  
judge

CHECK YES only if demanded in complaint.

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

DATE

October 15, 2020

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

PURSUANT TO LOCAL RULE 83.11

1. Is this a case that has been previously dismissed?

☐ Yes  
☒ No

If yes, give the following information:

Court: \_\_\_\_\_

Case No.: \_\_\_\_\_

Judge: \_\_\_\_\_

2. Other than stated above, are there any pending or previously discontinued or dismissed companion cases in this or any other court, including state court? (Companion cases are matters in which it appears substantially similar evidence will be offered or the same or related parties are present and the cases arise out of the same transaction or occurrence.)

☐ Yes  
☐ No

If yes, give the following information:

Court: \_\_\_\_\_

Case No.: \_\_\_\_\_

Judge: \_\_\_\_\_

Notes :

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Douglas Johnson  
5234 Perry Rd. apt 3  
Grand Blanc Mi. 48439

\$1.95



U.S. POSTAGE PAID  
GRAND BLANC, MI  
48439  
FEB  
AMOUNT  
**\$9.35**  
R2305M14955-3

U.S. District Court  
attn: Clerk's office  
231 W. Lafayette 5th fl.  
Detroit Mi. 48226

**RECEIVED**  
FEB 22 2021  
U.S. DISTRICT COURT  
CLERK'S OFFICE

*Handwritten initials*

*Handwritten: New Case*